

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

First Named Inventor : Markus Stoffel	
Appln. No. : 10/551,392	
Filed : September 29, 2005	Group Art Unit:
Title : METHODS OF INHIBITING ADIPOGENESIS : AND FOR TREATING TYPE 2 DIABETES	Examiner:

**DECLARATION AND POWER OF ATTORNEY
FOR UTILITY PATENT APPLICATION
(37 C.F.R. § 1.63)**

As a below named inventor, I hereby declare that my mailing address and citizenship are as stated below.

I believe I am the original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural names are listed below) of the subject matter that is claimed and for which a patent is sought on the invention entitled:

**METHODS OF INHIBITING ADIPOGENESIS
AND FOR TREATING TYPE 2 DIABETES**

the specification of which:

is attached hereto OR
 was filed on March 31, 2004 as United States Application Number or PCT International Application Number
 PCT/US04/09954 and amended on (if applicable).

I hereby state that I have reviewed and understand the contents of the above-identified specification, including the claims, as amended by any amendment specifically referred to above.

I acknowledge the duty to disclose information known to me that is material to patentability as defined in 37 C.F.R. 1.56, including for continuation-in-part applications, material information which became available between the filing date of the prior application and the national or PCT international filing date of the continuation-in-part application.

I hereby claim foreign priority benefits under 35 U.S.C. 119(a)-(d) or 365(b) of any foreign application(s) for patent or inventor's certificate, or 365(a) of any PCT international application which designated at least one country other than the United States of America, listed below and have also identified below, by checking the box, any foreign application for patent or inventor's certificate, or any PCT international application having a filing date before that of the application on which priority is claimed.

Prior Foreign Application Number(s)	Country	Foreign Filing Date (MM/DD/YYYY)	Priority Not Claimed	Certified Copy Attached?
			<input type="checkbox"/>	Yes <input type="checkbox"/> No <input type="checkbox"/>
			<input type="checkbox"/>	<input type="checkbox"/> <input type="checkbox"/>
			<input type="checkbox"/>	<input type="checkbox"/> <input type="checkbox"/>

I hereby claim the benefit under 35 U.S.C. 119(e) of any United States provisional application(s) listed below.

Application Number(s)	Filing Date (MM/DD/YYYY)
60/459,010	03/31/2003
60/459,011	03/31/2003

I hereby claim the benefit under 35 U.S.C. 120 of any earlier U.S./PCT application(s) listed below.

Application Number(s)	Filing Date (MM/DD/YYYY)	Status (pending, patented, abandoned)

POWER OF ATTORNEY

I hereby appoint the attorneys associated with Customer No. 30873, of the firm of Dorsey & Whitney LLP with offices at 250 Park Avenue, New York, New York 10177 as attorneys to prosecute the patent application identified above and to transact all business in the Patent and Trademark Office connected therewith, including full power of association, substitution, and revocation.

PLEASE DIRECT ALL CORRESPONDENCE TO:

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I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under 18 U.S.C. § 1001 and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

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